

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
OXFORD DIVISION**

**WALTER VAUGHN JOHNSON, JR.**

**PLAINTIFF**

**vs.**

**CIVIL ACTION NO.: 3:13cv43-MPM-JMV**

**DESOTO COUNTY SHERIFF DEPT., et al.**

**DEFENDANTS**

**FINAL JUDGMENT**

Upon consideration of the file and records in this action, the Court finds that the Report and Recommendation of the United States Magistrate Judge dated June 18, 2013, was on that date duly served by mail on the pro se plaintiff at his last known address; that the plaintiff acknowledged receipt of the Report and Recommendation on June 21, 2013; that more than fourteen days have elapsed since service of the Report and Recommendation; and that no objection to the Report and Recommendation has been filed or served by any party. The Court is of the opinion that the Magistrate Judge's Report and Recommendation should be approved and adopted as the opinion of the Court. It is, therefore, **ORDERED**:

1. That the Report and Recommendation of the United States Magistrate Judge dated June 18, 2013, is hereby **APPROVED AND ADOPTED** as the opinion of the Court.

2. That the instant case is hereby **DISMISSED** with prejudice for the plaintiff's failure to state a claim upon which relief may be granted, counting as a "strike" under 28 U.S.C. §§ 1915(e)(2)(B)(i) and 1915(g).

3. That this case is **CLOSED**.

**SO ORDERED** this the 31<sup>st</sup> day of July, 2013.

/s/ MICHAEL P. MILLS

**CHIEF JUDGE**

**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF MISSISSIPPI**